

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION

CIVIL NO. 1:05CV91

JOYCE RIGGS, *et al.*, )  
 )  
 Plaintiffs, )  
 )  
 Vs. )  
 )  
 DAYCO PRODUCTS, INC., *et al.*, )  
 )  
 Defendants. )  
 \_\_\_\_\_ )

ORDER

**THIS MATTER** is before the Court *sua sponte* to continue the trial from the July 2006 term.

The Court has under advisement the Defendants' motion for summary judgment. In addition, the Court has reopened discovery in the case of *Trull v. Dayco*, which discovery has direct bearing on the fiduciary issue here. Because the Court has suspended its consideration of the summary judgment motion until the 30-day discovery period concludes in *Trull*, no ruling will be made until after the July 2006 trial term concludes.

**IT IS, THEREFORE, ORDERED** that this matter is hereby continued from the July 2006 trial term.

Signed: May 23, 2006

A handwritten signature in dark ink, appearing to read "L. H. Thornburg", written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

